

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Dwight Allen Merriman *et al.*      Art Unit : 3714  
Serial No. : 09/577,798      Examiner : Ronald Laneau  
Filed : May 24, 2000      Conf. No. : 4541  
Title : METHOD OF DELIVERY OF TARGETING, AND MEASURING  
ADVERTISING OVER NETWORKS

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

STATEMENT OF FACTS BY NICHOLAS A. BERO

I, Nicholas A. Bero, am a Patent Attorney with the law firm of Fish & Richardson P.C. Fish & Richardson P.C. represents Google Inc., the Assignee of the above-captioned patent application. I hereby declare that I have first-hand knowledge of the facts recited herein.

1. On December 15, 2011, I sent an email to Dwight Allen Merriman (hereinafter "Mr. Merriman"), at dwight@10gen.com, attaching a Reissue Application Declaration by the Inventor (form PTO/SB/51 (05-08)) and requesting signature and return of the Reissue Application Declaration by the Inventor.

2. On December 22, 2011, not having received a signed Reissue Application Declaration by the Inventor from Mr. Merriman, I sent to Mr. Merriman a follow-up email, requesting his signature and return of the Reissue Application Declaration by the Inventor.

3. To date, I have not received a response to my emails of December 15, 2011 and December 22, 2011.

To the best of my knowledge, Mr. Merriman has not signed the Reissue Application Declaration by the Inventor as of today's date.

I hereby declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these

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statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: December 23, 2011 .....

/Nicholas A. Bero/  
.....  
Nicholas A. Bero  
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